

versions of S. 673, authorizing funds for fiscal years 1980 and 1981 for national security programs of the Department of Energy, but did not complete action thereon and recessed subject to call.

Friday, November 30, 1979

Senate

Chamber Action

Routine Proceedings, pages 34193-34308

Bills Introduced: Eight bills and six resolutions were introduced, as follows: S. 2063-2070; S. Res. 294-97, S.J. Res. 121, and S. Con. Res. 58.

Pages 34196-34198, 34289-34290, 34296-34297

Bills Reported: Reports were made as follows:

S. 1792, authorizing the President of the United States to present on behalf of the Congress a specially struck medal to Simon Wiesenthal, with amendments (S. Rept. No. 96-435).

H.R. 5651, establishing the position of Chief of the Capitol Police Force as a Congressional office (S. Rept. No. 96-436).

S. Con. Res. 48, to provide for the acceptance of a statue of Mother Joseph of the Sisters of Providence, State of Washington, for the National Statuary Hall collection (S. Rept. No. 96-437).

H. Con. Res. 184, providing for the printing of additional copies of House and Senate Judiciary committee print entitled "7th Edition of the Immigration and Nationality Act with Amendments and Notes on Related Laws" (S. Rept. No. 96-438).

S. Res. 266, authorizing the printing of a report entitled "The Cost of Clean Air and Water" as a Senate document (S. Rept. No. 96-439).

S. Res. 285, requesting \$30,000 from the contingency fund of the Senate for routine expenses of the Committee on Foreign Relations (S. Rept. No. 96-440).

S. Res. 286, requesting an additional \$163,000 for operating expenses of the Committee on Foreign Relations (S. Rept. No. 96-441).

S. 2069, authorizing the Architect of the Capitol to contract for architectural and engineering services with individuals, firms, partnerships, corporations, associates, and others (S. Rept. No. 96-442).

S. Res. 294, to redefine Senatorial official office expenses (S. Rept. No. 96-443).

S. Res. 295, to include the word "Senate" in the names of the Russell, Dirksen, and Hart Office Buildings.

S. Res. 296, to pay a gratuity to the survivors of a deceased Senate employee.

S. Res. 282, waiving section 402(a) of the Congress-

sional Budget Act of 1974 with respect to the consideration of S. 269, to extend the service area of the Tennessee Valley Authority to include West Memphis, Arkansas.

S. Res. 284, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5168, extending for one year until September 30, 1980, certain authorities affecting military personnel.

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Measures Passed:

Defense officer personnel: By unanimous vote of 87 yeas Senate passed S. 1918, to revise and make uniform the provisions of law relating to appointment, promotion, separation, and retirement of regular commissioned officers of the Army, Navy, Air Force, and Marine Corps, and to establish the grade of commodore admiral in the Navy, and to equalize the treatment of male and female commissioned officers, after agreeing to amendments proposed thereto as follows:

(1) Armstrong amendment No. 567, to eliminate current discrepancies in officer and enlisted personnel subsistence pay.

(2) Nunn unprinted amendment No. 851 making technical changes in the bill.

(3) Nunn/Thurmond unprinted amendment No. 852, to continue existing law with respect to appointment and grade of Judge Advocate General.

(4) Nunn unprinted amendment No. 853, making additional technical changes in the bill.

Pages 34205-34236

Medal striking: Senate passed with committee amendments S. 1792, authorizing the President to present on behalf of the Congress a specially struck medal to Simon Wiesenthal.

Pages 34270-34272

Military decorations: Senate passed H.R. 3407, waiving the time limitations on the period within which certain military decorations can be awarded to members of the unit involved in the Battle of the Bulge.

Pages 34272-34273

Windfall Profits: Senate continued consideration of H.R. 3919, to impose a windfall profit tax on domestic crude oil.

Pending at recess was Robert C. Byrd unprinted amendment No. 855 (printed amendment No. 729), setting the tax on tier II at 75 percent (to Bradley unprinted amendment No. 854), in the nature of a substitute for Bradley unprinted amendment No. 854 (printed amendment No. 728), setting the tax on tier II at 80 percent.

Pages 34236-34248, 34269-34270

Clean Water: Senate concurred in the House amendments to S. 901, to repeal the industrial cost recovery provision of the Clean Water Act, with Muskie unprinted amendment No. 856, extending the moratorium until December 1, 1979.

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Treaties Approved: By five unanimous votes of 91 yeas, two-thirds of the Senators present and voting having voted in the affirmative, the resolutions of ratification were agreed to on the following treaties:

(1) Extradition Treaty with the United Mexican States (Exec. M, 96th Cong., 1st sess.);

(2) Extradition Treaty with Japan (Exec. P, 96th Cong., 1st sess.);

(3) Extradition Treaty with Norway (Exec. CC, 96th Cong., 1st sess.);

(4) Treaty with the Republic of Turkey on the Enforcement of Penal Judgments (Exec. BB, 96th Cong., 1st sess.); and

(5) Treaty with the Republic of Panama on the Execution of Penal Sentences (Exec. Z, 96th Cong., 1st sess.).

Also by 80 yeas to 11 nays, two-thirds of the Senators present and voting having voted in the affirmative, the resolution of ratification was agreed to on the International Sugar Agreement (Exec. A, 95th Cong., 2d sess.).

Pages 34198-34201

Presidential Message: Senate received a message from the President relative to the Administration's efforts to cut the paperwork burden. Referred to Committee on Governmental Affairs. (PM-140.)

Pages 34288-34289

Confirmations: By 81 yeas to 2 nays Senate confirmed the nomination of Shirley M. Hufstедler, of California, to be Secretary of Education.

Pages 34248-34269

Nominations: Senate received the following nominations:

Sanford M. Litvack, of New York, to be an Assistant Attorney General.

Richard A. Enslen, to be U.S. District Judge for the Western District of Michigan.

Diana F. Murphy, and Robert G. Renner, each to be a U.S. District Judge for the District of Minnesota.

Gilberto Gierbolini-Ortiz, to be U.S. District Judge for the District of Puerto Rico.

William M. Kidd, to be U.S. District Judge for the Southern District of West Virginia.

Marvin S. Cohen, of Arizona, to be a Member of the Civil Aeronautics Board.

Stephen R. Reinhardt, of California, to be U.S. Circuit Judge for the Ninth Circuit.

Robert E. Baldwin, of Wisconsin, to be a Member of the International Trade Commission.

Routine list of Army nominations.

Pages 34308-34309

Withdrawal of Nomination: Senate received the withdrawal of the nomination of Robert E. Baldwin, of Wisconsin, to be a Member of the International Trade Commission.

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Messages From the President:

Pages 34288-34289

Messages From the House:

Page 34289

Measure Referred:

Page 34289

Statements on Introduced Bills:

Pages 34290-34296

Amendments Submitted for Printing:

Page 34297

Notices of Committee Hearings:

Pages 34297-34298

Additional Statements:

Pages 34298-34308

Nominations:

Pages 34308-34309

Confirmations:

Pages 34248-34269, 34309

Record Votes: Eight record votes were taken today (Total-449).

Pages 34199-34201, 34205, 34216, 34269

Recess: Senate met at 10 a.m., and recessed at 5:07 p.m.

Committee Meetings

RURAL HOUSING

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development concluded oversight hearings on the implementation of rural rental housing programs relative to loan guarantees administered by the Farmers Home Administration and the Department of Housing and Urban Development, after receiving testimony from Representative Harkin; Frank Stewart, Director, State and Local Programs, Office of the Assistant Secretary of Energy for Conservation and Solar Energy; David Raphael, Rural American, Inc., and Ruth Kobell, National Farmers Union, both of Washington, D.C.; David Deen, Southeastern Vermont Community Action Agency, Bellows Falls; Jean Van Vlandren, Vermont CETA Office, Montpelier; Haaland Wells, Perkins, Oklahoma; Steve Watson, Minnesota Community Action Agency, St. Paul; and George Newberry, Energy Conservation Electric Corporation, Little Rock, Arkansas.

CIVIL RESERVE AIRFLEET

Committee on Armed Services: Subcommittee on Procurement Policy and Reprogramming concluded hearings on optional financial spending programs for the Civil Reserve Airfleet of the Department of Defense, after receiving testimony from W. Graham Clayton, Jr., Deputy Secretary of Defense; General Robert E. Huyser, Commander-in-Chief, Military Airlift Command, U.S. Air Force; and Gabriel Phillips, Air Transport Association of America, Washington, D.C.

DIVESTITURE

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer held oversight hearings on the Federal Trade Commission's authority to order divestiture in certain antitrust proceedings, receiving testimony from Robert Pitofsky, Commissioner, Federal Trade Commission; Harvey J. Goldschmid, Columbia University Law School, New York City; and George Weston, George Washington University, A. G. W. Biddle, Computer and Communications Industry Association, Jack A. Blum and Ray Gaffney, both representing the Independent Gasoline Marketers

Council, John E. Lewis, National Small Business Association, James Wallace and Edward Tate, all of Washington, D.C.

Hearings were recessed subject to call.

RHODESIA AND IRAN

Committee on Foreign Relations: Committee continued consideration of S. Con. Res. 51 and 52, stating the rejection of the Congress of the determination of the President, set forth in his report transmitted to the Congress on November 14, 1979, that it is in the national interest of the United States to continue sanctions against Zimbabwe-Rhodesia, but did not complete action thereon and will meet again on Monday, December 3.

Also, committee held closed hearings on the situation in Iran, receiving testimony from Harold H. Saunders, Assistant Secretary of State for Near Eastern and South Asian Affairs.

Committee recessed subject to call.

MOTOR VEHICLE THEFT

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on professional motor vehicle theft and the potential in it by organized crime, receiving testimony from Robert A. Pope, Cincinnati Police Department, and Wilfred C. Bunnell, Jr., both of Cincinnati, Ohio.

Hearings continue on Tuesday, December 4.

PATENTS

Committee on the Judiciary: Committee concluded hearings on S. 1679, to reduce delays and legal expenses in the issuance of patents, after receiving testimony from Sidney A. Daimond, Commissioner of Patents and Trademarks, Department of Commerce; Robert B. Benson, Chairman, Subcommittee on Patents, Domestic Policy Review on Innovation and Productivity; Donald R. Dunner, Arlington, Virginia, and Donald W. Banner, McLean, Virginia, both representing the American Patent Law Association; Barbara N. Wyatt, Funnelcap, Inc., West Boylston, Massachusetts; Arthur R. Whale, National Council of Patent Law Associations, Indianapolis, Indiana; and Eric P. Schellin, National Small Business Association, Paul L. Gomory, American Association for Innovation and Invention, and Edward S. Irons, all of Washington, D.C.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, December 3.

Committee Meetings

DISTRICT OF COLUMBIA RENT CONTROL

Committee on Appropriations: On November 29, the Subcommittee on the District of Columbia concluded hearings on rent control in the District of Columbia. Testimony was heard from public witnesses.

NATIONAL HOSTEL ACT; BISCAYNE NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs approved for full committee action H.R. 5841, National Hostel Act of 1979 and H.R. 5926, as amended, to establish the Biscayne National Park in the State of Florida.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Deputy Director, National Parks Service, Department of the Interior, Ira Hutchison and a public witness.

RECODIFICATION OF CRIMINAL LAWS

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup on legislation providing for the recodification of Federal Criminal Laws.

Will continue December 3.

DISABILITY PROGRAM

Committee on Ways and Means: Subcommittee on Social Security concluded oversight hearings on the administration of the disability program in New York and New Jersey. Testimony was heard from representatives from the disability determination agencies of the States of New York and New Jersey and a public witness.

Monday, December 3, 1979

Chamber Action

Routine Proceedings, pages 34309-34336

Bills Introduced: Two resolutions were introduced, as follows: S. Res. 298, S.J. Res. 122. Pages 34319-34320

Measures Passed:

Senate Office Buildings: Senate agreed to S. Res. 295, to include the word "Senate" in the names of the Russell, Dirksen, and Hart Office Buildings. Pages 34334-34335

Gratuity: Senate agreed to S. Res. 296, to pay a gratuity to the survivors of a deceased Senate employee. Page 34335

Budget waiver: Senate agreed to S. Res. 282, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5269,